(18)

HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (S) No. 2978 of 2007

PETITIONER : Ku. Ester Martin (Now Sendur) Age about 52 year, Asstt. Teacher D/o Shri Martin Munshi Kanya Primary School Ambagarh Chowki Block- Rajnandgaon, Distt.- Rajnandgaon (C.G.)

VERSUS

RESPONDENTS : 1. State Govt. of Chhattisgarh Through Secretary, Tribal Welfare Department & Education Department D.K.S. Bhawan, Distt.- Raipur (C.G.)

2. District Education Officer Rajnandgaon, District- Rajnandgaon (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

S.B. : HON'BLE JUSTICE SHRI SATISH K. AGNIHOTRI

Present: Mr. Somkant Verma, Advocate for the petitioner.
Mr. Arvind Dubey, Panel Lawyer for the State/respondents.

ORDER

(Passed on 11th day of May, 2007)

1. Learned counsel appearing for the petitioner as well as for the State/respondents jointly submit that the fact and question of law involved in the present writ petition are the same to that of in **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another {2006 (II) MPJR-CG 96}**, which has been disposed of vide order dated 03.04.2006. Learned counsel appearing for the respondents does not controvert the said submission.

2. Accordingly, the writ petition is allowed in terms of the order passed in the case of **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another** (Supra), subject to verification of the fact as to whether the petitioner has acquired B.T.I. Examination Certificate on her own expenses as per the circulars dated 24.12.1998 and 01.03.1999 and further whether she has been paid two advance increments or not. No order as to costs.

Sd/-
Satish K.Agnihotri
Judge